

**MEMO ENDORSED****SCANNED****IN THE UNITED STATES DISTRICT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

**MATTHEW TOTILO, individually and on  
behalf of himself and all others similarly,  
situated,**

**Plaintiff,**

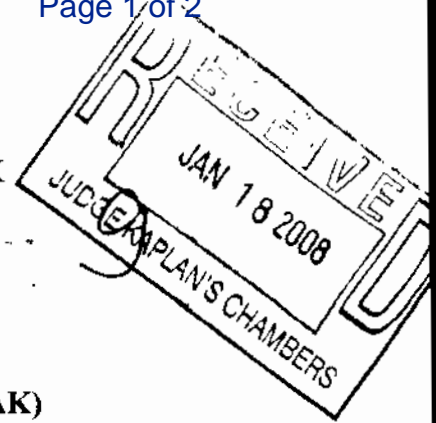
**v.**

**STEVEN F. HERBERT and  
JAMES P. GROSS**

**Defendants.**

**07-cv-10991 (LAK)**

USDS SDNY
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ELECTRONICALLY FILED
DOC #:
DATE FILED: 1/22/08



**MOTION TO ADMIT COUNSEL PRO HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States district Courts for the Southern and Eastern Districts of New York, I, Lisa Albert, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

Applicants Name:	Michael R. Smith
Firm Name:	King & Spalding LLP
Address:	1180 Peachtree Street, N.E.
City/State/Zip:	Atlanta, Georgia 30309
Phone Number:	(404) 572-4600
Fax Number:	(404) 572-5100

**SO ORDERED**

**LEWIS A. KAPLAN, USDJ**

Michael R. Smith is a member in good standing of the bars of the Supreme Court of Georgia; the Superior Court of DeKalb County, Georgia; the Georgia State Court of Appeals; the United States Court of Appeals for the Eleventh Circuit; the United States Court of Appeals for the Sixth Circuit; the United States Court of Appeals for the Seventh Circuit; the United States Court of Appeals for the Fourth Circuit; the United States District Court for the Northern District of Georgia; the United States District Court for the Southern District of Georgia; and the United

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States Tax Court. There is no pending disciplinary proceeding against Mr. Smith in any State of Federal court.

Dated: January 14, 2008

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Lisa Albert", is written over a horizontal line.

LISA ALBERT(LA-7264)

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